### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

### **DECLARATION FOR PATENT APPLICATION**

As the below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor of the subject matter which is claimed and for which a patent is sought on the invention entitled:

Method of Generating a Labeled Image and Image Processing System

the specification of which was filed on August 19, 2005 as Application No. PCT/JP2005/15163 (U.S. Serial No. 10/590,778).

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by an amendment, if any, specifically referred to herein.

I acknowledge the duty to disclose all information known to me that is material to patentability in accordance with Title 37, Code of Federal Regulations, § 1.56.

## FOREIGN PRIORITY CLAIM

I hereby claim foreign priority benefits under Title 35, United States Code § 119(a)-(d) of any
foreign application(s) for patent or inventor's certificate listed below and have also identified
below any foreign application for patent or inventor's certificate having a filing date before
that of the application on which priority is claimed:

no such foreign applications have been filed	
x such foreign application have been filed as follows:	<b>≠</b> 652.
EARLIEST FOREIGN APPLICATION(S), IF ANY FILED W (6 MONTHS FOR DESIGN) PRIOR TO THIS U.S. APPLICA	

Application Number	Country	Date of Filing (dd/mm/yyyy)	Priority Claimed Under 35 USC 119
2004-240281	JP	August 20, 2004	x Yes No
			Yes No
			Yes No

Attorney Docket No.: 29898/42248

# ALL FOREIGN APPLICATION(S), IF ANY FILED MORE THAN 12 MONTHS

	(6 MONTHS FO	R DESIGN) PRIOR TO THIS U	J.S. APPLICATION  Date of Filing
	Application Number	Country	(dd/mm/yyyy)
CLAIM FOR BENEFIT OF EARLIER U.S. PROVISIONAL APPLICATIONS			
I hereby claim priority benefits under Title 35, United States Code §119(e), of any United			
States provisional patent application(s) listed below:			
x no such U.S. provisional applications have been filed.			

Application Number	Date of Filing	Priority Claimed Under 35 USC 119
	(dd/mm/yyyy)	Under 33 USC 119
		Yes No
		Yes No
		Yes No

such U.S. provisional application have been filed as follows:

# CLAIM FOR BENEFIT OF EARLIER U.S./PCT APPLICATION(S)

I hereby claim the benefit under Title 35, United States Code, §120 of the United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge the duty to disclose all information that is material to patentability in accordance with Title 37, Code of Federal Regulations, §1.56 which became available to me between the filing date of the prior application and the national or PCT international filing date of this application:

m com creat or approximate that				
such U.S./PCT application have been filed as follows:				
	Application Number	Date of Filing (dd/mm/yyyy)		

x no such U.S./PCT applications have been filed.

Attorney Docket No.: 29898/42248

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

## I hereby appoint:

All practitioners at Customer Number 04743

jointly, and each of them severally, my attorneys at law/patent agent(s), with full power of substitution, delegation and revocation, to prosecute this application, to make alterations and amendments therein, to receive the patent, and to transact all business in the U. S. Patent and Trademark Office connected therewith.

Please mail all correspondence to Thomas K. Stine, whose address is:

#### MARSHALL, GERSTEIN & BORUN LLP

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